

OB

IFW 2155

PTO/SB/17 (01-06)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL For FY 2006

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 180.00

## Complete if Known

|                      |                   |
|----------------------|-------------------|
| Application Number   | 09/788,150        |
| Filing Date          | February 16, 2001 |
| First Named Inventor | Rocky L. Stewart  |
| Examiner Name        | Oanh L. Duong     |
| Art Unit             | 2155              |
| Attorney Docket No.  | BEAS-01033US0     |

## METHOD OF PAYMENT (check all that apply)

- ☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_
- ☒ Deposit Account Deposit Account Number: 06-1325 Deposit Account Name: Fliesler Meyer LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
- ☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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## FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |                       | SEARCH FEES |                       | EXAMINATION FEES |                       | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)         | Small Entity Fee (\$) |                |
| Utility          | 300         | 150                   | 500         | 250                   | 200              | 100                   |                |
| Design           | 200         | 100                   | 100         | 50                    | 130              | 65                    |                |
| Plant            | 200         | 100                   | 300         | 150                   | 160              | 80                    |                |
| Reissue          | 300         | 150                   | 500         | 250                   | 600              | 300                   |                |
| Provisional      | 200         | 100                   | 0           | 0                     | 0                | 0                     |                |

### 2. EXCESS CLAIM FEES

| Fee Description  | Fee (\$)            | Small Entity Fee (\$) |
|--|---------------------|-----------------------|
| Each claim over 20 (including Reissues)                                | 50                  | 25                    |
| Each independent claim over 3 (including Reissues)                     | 200                 | 100                   |
| Multiple dependent claims  | 360                 | 180                   |
| <b>Total Claims</b>  | <b>Extra Claims</b> | <b>Fee (\$)</b>       |
| - 20 or HP = _____ x _____ = _____                                     |                     |                       |
| HP = highest number of total claims paid for, if greater than 20.      |                     |                       |
| <b>Indep. Claims</b>   | <b>Extra Claims</b> | <b>Fee (\$)</b>       |
| - 3 or HP = _____ x _____ = _____                                      |                     |                       |
| HP = highest number of independent claims paid for, if greater than 3. |                     |                       |

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets  | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|---|--------------|--|----------|---------------|
| - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____ |              |  |          |               |

### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount) Fees Paid (\$)

Other (e.g., late filing surcharge): Information Disclosure Statement 180.00

## SUBMITTED BY

|                   |               |                                   |                |           |              |
|-------------------|---------------|-----------------------------------|----------------|-----------|--------------|
| Signature         |               | Registration No. (Attorney/Agent) | 45,445         | Telephone | 415.362.3800 |
| Name (Print/Type) | Karl F. Kenna | Date                              | August 7, 2003 |           |              |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Attorney Docket No.: BEAS-01033US0

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PTO/SB/21 (09-04)  
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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

|                        |                   |
|------------------------|-------------------|
| Application Number     | 09/788,150        |
| Filing Date            | February 16, 2001 |
| First Named Inventor   | Rocky L. Stewart  |
| Art Unit               | 2155              |
| Examiner Name          | Oanh L. Duong     |
| Attorney Docket Number | BEAS-01033US0     |

### ENCLOSURES (Check all that apply)

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>1. Four (4) Cited References;<br>2. Three (3) Int'l Search Reports;<br>3. A Check for \$180.00; and<br>4. A Postcard. |
|---|---|--|

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                     |               |        |
|--------------|---------------------|---------------|--------|
| Firm Name    | Fliesler Meyer, LLP | Customer No.: | 23910  |
| Signature    |                     |               |        |
| Printed name | Karl F. Kenna       |               |        |
| Date         | August 17, 2006     | Reg. No.      | 45,445 |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Fax No.:

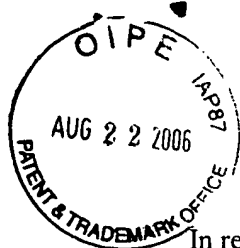
|                       |              |      |                 |
|-----------------------|--------------|------|-----------------|
| Signature             |              |      |                 |
| Typed or printed name | Grace de Bos | Date | August 17, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney Docket No.: BEAS-01033US0

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): Stewart, et al.  
Appl. No.: 09/788,150  
Confirm. No.: 4298  
Filed: February 16, 2001  
Title: OPEN MARKET COLLABORATION SYSTEM  
FOR ENTERPRISE WIDE ELECTRONIC  
COMMERCE


PATENT APPLICATION

Art Unit: 2155  
Examiner: Oanh. L. Duong

Customer No. 23910

**CERTIFICATE OF TRANSMISSION/MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

  
Karl F. Kenna, Reg. No. 45,445  
Signature Date: August 17, 2008 (Attorney Signature)

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

***Enclosed with this statement are the following:***

- ☒ Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with M.P.E.P. §609.
- ☒ As allowed under 37 C.F.R. § 1.98(a)(2)(ii), no copies of the U.S. patents and U.S. patent application publications are enclosed, unless required by the office.
- ☐ As allowed under 37 CFR §1.98(d), copies of cited documents noted with an asterisk are not enclosed because they were previously submitted in U.S. Patent Application No. \_\_\_\_/\_\_\_\_, which is relied on for an earlier effective filing date under 35 USC §120, and which included an Information Disclosure Statement that complies with 37 CFR §1.98(a) through (c).
- ☒ Copies of International Search Reports dated March 1, 2005, March 15, 2005, and May 11, 2005 for Application Nos. PCT/US04/05488, PCT/US04/05622, and PCT/US04/05621.
- ☐ A copy of an International Preliminary Examination Report dated \_\_\_\_\_ for Application No. \_\_\_\_\_.
- ☐ If any of the cited/submitted documents is in a foreign language, a concise explanation of relevance is provided pursuant to 37 C.F.R. §1.98(a)(3)(I). For foreign language documents cited in a search report by a foreign patent office, the requirement for a concise explanation of relevance is satisfied

by the submission herewith of an English language version of the search report. MPEP §609A(3). If a written English-language translation of a non-English language document, or portion thereof, is within the possession, custody or control of, or is readily available to any individual designated in §1.56(c), a copy of the translation accompanies this statement, 37 C.F.R. §1.98(a)(3)(ii), and satisfies the requirement for a concise explanation of relevance, MPEP §609A(3).

***This statement should be considered because:***

— **37 C.F.R. §1.97(b).** This statement qualifies under 37 C.F.R. §1.97, subsection (b) because:

- (1) It is being filed within three months of the filing date of an application other than a continued prosecution application under § 1.53(d);  
-- OR --
- (2) It is being filed within 3 months of entry of a national stage;  
-- OR --
- (3) It is being filed before the mailing date of the first Office Action on the merits,  
-- OR --
- (4) It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. §1.114.

✓ **37 C.F.R. §1.97(c).** Although it may not qualify under subsection (b), this statement qualifies under 37 C.F.R. §1.97, subsection (c) because:

- (1) It is being filed before the mailing date of a FINAL Office Action, a Notice of Allowance, or an action that otherwise closes prosecution in the subject application, whichever occurs first.  
-- AND (check at least one of the following) --  
— (1) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e).  
-- OR --  
✓ (2) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).

— **37 C.F.R. §1.97(d).** Although it may not qualify under subsection (b) or (c), this statement qualifies under 37 C.F.R. §1.97, subsection (d) because:

- (1) It is being filed on or before payment of the Issue Fee;  
-- AND --
- (2) It is accompanied by a STATEMENT as set forth in 37 C.F.R. §1.97(e);  
-- AND --
- (3) It is accompanied by the \$180 fee set forth in 37 C.F.R. §1.17(p).

— ***PTA Statement under 37 C.F.R. §1.704(d).*** Each item of information contained in the *Information Disclosure Statement* was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the *Information Disclosure Statement*.

— ***37 C.F.R. §1.97(e)(1).*** THE UNDERSIGNED ATTORNEY HEREBY STATES THAT each item of information contained in this *Information Disclosure Statement* was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this *Information Disclosure Statement*; or


— ***37 C.F.R. §1.97(e)(2).*** THE UNDERSIGNED ATTORNEY HEREBY STATES THAT no item of information contained in this *Information Disclosure Statement* was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this *Information Disclosure Statement* was known to any individual designated in §1.56(c) more than three months prior to the filing of this statement.

✓ **Fee Authorization.** The Commissioner is hereby authorized to charge any deficiencies or credit any overpayment to Deposit Account No. 06-1325.

Respectfully submitted,

FLIESLER MEYER LLP

Date: August 17, 2008

By:   
Karl F. Kenna  
Reg. No. 45,445

FLIESLER MEYER LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
Telephone (415) 362-3800  
Customer No. 23910

Sheet 1 of 1Form PTO-1449  
(Substitute)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEAttorney Docket Number  
BEAS-01033US0Application/Patent Number  
09/788,150Applicant/Patent Owner  
Stewart, et al.Filing/Issue Date  
February 16, 2001Group Art Unit  
2155*Information Disclosure Statement  
BY APPLICANT  
(Use several sheets if necessary)*

## U.S. PATENTS

| Examiner Initial | Patent Number | Issue Date | First Named Inventor | Class | Subclass | Filing Date |
|------------------|---------------|------------|----------------------|-------|----------|-------------|
|                  | 5,801,958     | 09/01/98   | Dangelo et al.       |       |          |             |
|                  | 5,966,535     | 10/12/99   | Benedikt et al.      |       |          |             |
|                  | 6,028,997     | 02/22/00   | Leymann et al.       |       |          |             |
|                  | 6,029,000     | 02/22/00   | Woolsey et al.       |       |          |             |
|                  | 6,983,328     | 01/03/06   | Beged-Dov et al.     |       |          |             |

## U.S. PATENT PUBLICATIONS

| Examiner Initial | Patent Application Publication Number | Publication Date | Applicant        |
|------------------|---------------------------------------|------------------|------------------|
|                  | US 2003/0005181 A1                    | 01/02/03         | Bau, III, et al. |
|                  |                                       |                  |                  |

## PENDING U.S. PATENT APPLICATIONS

| Examiner Initial | Application Number | Filing Date | First Named Inventor | Petition to Expunge?<br>Yes   No |
|------------------|--------------------|-------------|----------------------|----------------------------------|
|                  |                    |             |                      |                                  |

## FOREIGN PATENT DOCUMENTS

| Examiner Initial | Document Number | Publication Date | Country | Class | Subclass | Translation<br>Yes   No |
|------------------|-----------------|------------------|---------|-------|----------|-------------------------|
|                  |                 |                  |         |       |          |                         |

## OTHER DOCUMENTS (Include author (if any), title, publisher and place of publication, date and pertinent pages)

|  |  |
|--|--|
|  | KUNISSETTY, Workflow Modeling and Simulation Using an Extensible Object-Oriented Knowledge Base Management System, CiteSeer, 1996, pages 1-60, entire reference. |
|  | VAN DER AALST et al, Verification of XRL: An XML-Based Workflow Language, IEEE, July 2001, pages 427-432, entire reference.                                      |
|  | BLAKE, Rule-Driven Coordination Agents: A Self-Configurable Agent Architecture for Distributed Control, IEEE, March 2001, pages 271-277, entire reference.       |
|  | DAHALIN, et al. Workflow Interoperability Using Extensible Markup Language (XML), IEEE, July 2002, pages 513-516, entire reference.                              |

Examiner

Date Considered

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*1 = Copy not submitted because it was submitted in prior application SN 7, filed 20, relied on under 35 USC §120.

\*\*2 = Copy not submitted because it was submitted in prior application SN 7, filed 20, relied on under 35 USC §120.